# NOTICE

This scan only represents the application as filed. The information contained herein meets the requirements of K.A.R. 5-3-1 or K.A.R. 5-5-1, and has been found acceptable for filing in the office of the Chief Engineer. The application should not be considered to be a complete application as per K.A.R. 5-3-1b or K.A.R. 5-5-2a.



### KANSAS DEPARTMENT OF AGRICULTURE

Dale A. Rodman, Secretary of Agriculture

### **DIVISION OF WATER RESOURCES**

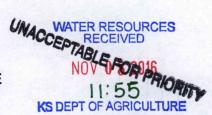
David W. Barfield, Chief Engineer

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NOV 1 0 2016 2:50 KS DEPT OF AGRICULTURE

APPLICATION FOR PERMIT TO APPROPRIATE WATER FOR BENEFICIAL USE

Filing Fee Must Accompany the Application (Please refer to Fee Schedule attached to this application form.)



To the Chief Engineer of the Division of Water Resources, Kansas Department of Agriculture, 109 SW 9<sup>th</sup> Street, Second Floor, Topeka, KS 66612-1283:

1.	Name of Applicant (Please	Print): Kansas Departi	ment of Wildlife, Parks & Touris	sm (KDWPT)
	Address: 1020 S Kansas	Ave, Suite 200		
	City: Topeka		State KS	Zip Code 66612
	Telephone Number: (785	) 296-2281		
2.	The source of water is:	☐ surface water in		eam)
	OR	□ groundwater in !	North Fork Ninnescah River	ge basin)
	when water is released fro	m storage for use by ve date we receive you	water assurance district membe	nay be subject to administration ers. If your application is subject e appropriate form to complete
3.	The maximum quantity of	water desired is	acre-feet OR 2 mil	gallons per calendar year,
	to be diverted at a maximu	um rate of <u>99</u>	gallons per minute OR	cubic feet per second.
	requested quantity of water maximum rate of diversion	r under that priority nun and maximum quan	mber can NOT be increased. P	rate of diversion and maximum lease be certain your requested d reasonable for your proposed hts.
4.	The water is intended to be	e appropriated for (Ch	eck use intended):	
	(a) Artificial Recharge	(b) ☐ Irrigation	(c) Recreational	(d) ☐ Water Power
	(e) ☐ Industrial	(f) ⊠ Municipal	(g) ☐ Stockwatering	(h) ☐ Sediment Control
	(i) ☐ Domestic	(j) ☐ Dewatering	(k) ☐ Hydraulic Dredgin	g (I) ☐ Fire Protection
	(m) ☐ Thermal Exchange	(n) Contaminati	on Remediation	
			SION OF WATER RESOURCES FOR WATER FOR THE INTENDED USE F	
or Offi O. <u>7</u> ode _	ce Use Only: GMD 2_ Meets K.A.R. 5	5-3-1 (YES) NO) Use _ Fee \$ TR #_	MUN Source S County Receipt Date	(N) By ASW Date 11/10/16 Check # Inns (m)

DWR 1-100 (Revised 02/04/2013)

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11/14/2016 LUM

5.	The	location of the proposed wells, pump sites or other works for diversion of water is:
	Not	e: For the application to be accepted, the point of diversion location must be described to at least a 10 acre tract, unless you specifically request a 60 day period of time in which to locate the site within a specifically described, minimal legal quarter section of land.
	(A)	One in the $\underline{\text{NE}}$ quarter of the $\underline{\text{NE}}$ quarter of the $\underline{\text{NE}}$ quarter of Section 30, more particularly described as
		being near a point 5,403 feet North and 859 feet West of the Southeast corner of said section, in Township
		26 South, Range 4 West, Reno County, Kansas.
	(B)	One in the quarter of the quarter of the quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said
		section, in Township South, Range East/West (circle one), County, Kansas.
	(C)	One in the quarter of the quarter of the quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said
		section, in Township South, Range East/West (circle one), County, Kansas.
	(D)	One in the quarter of the quarter of the quarter of Section, more particularly
		described as being near a point feet North and feet West of the Southeast corner of said
		section, in Township South, Range East/West (circle one), County, Kansas.
	wells	e source of supply is groundwater, a separate application shall be filed for each proposed well or battery of s, except that a single application may include up to four wells within a circle with a quarter (¼) mile radius in same local source of supply which do not exceed a maximum diversion rate of 20 gallons per minute per well.
	four not t	attery of wells is defined as two or more wells connected to a common pump by a manifold; or not more than wells in the same local source of supply within a 300 foot radius circle which are being operated by pumps to exceed a total maximum diversion rate of 800 gallons per minute and which supply water to a common bibution system.
6.		owner of the point of diversion, if other than the applicant is (please print):
	App	(name, address and telephone number)
		(name, address and telephone number)
	land	must provide evidence of legal access to, or control of, the point of diversion from the landowner or the owner's authorized representative. Provide a copy of a recorded deed, lease, easement or other document this application. In lieu thereof, you may sign the following sworn statement:
		I have legal access to, or control of, the point of diversion described in this application from the landowner or the landowner's authorized representative. I declare under penalty of perjury that the foregoing is true and correct.
		Executed on November 4, 2016. Colly Sufficient's Signature
	Failu	applicant must provide the required information or signature irrespective of whether they are the landowner.  ure to complete this portion of the application will cause it to be unacceptable for filing and the application will eturned to the applicant.
7.	The	proposed project for diversion of water will consist of one well (Mr. D Well)  (number of wells, pumps or dams, etc.)
	and	Was completed (by) 1993  (Month/Day/Year - each was or will be completed)
8.	The	first actual application of water for the proposed beneficial use was or is estimated to be 1993 (Mo/Day/Year)  WATER RESOURCES  WATER RESOURCES
		UNACCEPTABLE POR 2016 NOV 1 0 2016

8.

	File No. 49, 178
9.	Will pesticide, fertilizer, or other foreign substance be injected into the water pumped from the diversion works?  ☐ Yes ☒ No ☐ If "yes", a check valve shall be required.
	All chemigation safety requirements must be met including a chemigation permit and reporting requirements.
10.	If you are planning to impound water, please contact the Division of Water Resources for assistance, prior to submitting the application. Please attach a reservoir area capacity table and inform us of the total acres of surface drainage area above the reservoir.
	Have you also made an application for a permit for construction of this dam and reservoir with the Division of Water Resources? ☐ Yes ☐ No
	If yes, show the Water Structures permit number here
	If no, explain here why a Water Structures permit is not required
11.	The application <u>must</u> be supplemented by a U.S.G.S. topographic map, aerial photograph or a detailed plat showing the following information. On the topographic map, aerial photograph, or plat, identify the center of the section, the section lines or the section corners and show the appropriate section, township and range numbers. Also, please show the following information:
	(a) The location of the proposed point(s) of diversion (wells, stream-bank installations, dams, or other diversion works) should be plotted as described in Paragraph No. 5 of the application, showing the North-South distance and the East-West distance from a section line or southeast corner of section.
	(b) If the application is for groundwater, please show the location of any existing water wells of any kind within ½ mile of the proposed well or wells. Identify each existing well as to its use and furnish the name and mailing address of the property owner or owners. If there are no wells within ½ mile, please advise us.
	(c) If the application is for surface water, the names and addresses of the landowner(s) ½ mile downstream and ½ mile upstream from your property lines must be shown.
	(d) The location of the proposed place of use should be shown by crosshatching on the topographic map, aerial photograph or plat.
	(e) Show the location of the pipelines, canals, reservoirs or other facilities for conveying water from the point of diversion to the place of use.
	A 7.5 minute U.S.G.S. topographic map may be obtained by providing the section, township and range numbers to: Kansas Geological Survey, 1930 Constant, Campus West, University of Kansas, Lawrence, Kansas 66047.
2.	List any application, appropriation of water, water right, or vested right file number that covers the same diversion points or any of the same place of use described in this application. Also list any other recent modifications made to existing permits or water rights in conjunction with the filing of this application.
	none

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has Infor	nish the following well int not been completed, giv	forms at law if the sur				41,100
		ve information ob	oposed app tained from	propriation is for test holes, if av	the use of gro ailable.	undwater. If the
	mation below is from:	☐ Test holes	⊠ Well	as completed	☐ Drillers I	og attached
Well	location as shown in pa	aragraph No.	(A)	(B)	(C)	(D)
Date	Drilled		9/2/93			
Tota	I depth of well		60			
Dept	th to water bearing form	ation	2			
Dept	th to static water level		13			
Dept	th to bottom of pump int	ake pipe			T. A. C. a.	
	Dept of the Interior-Bure homa-Texas ARea Offi			The state of the s	01, Ausitn TX	78735-8931
The t	undersigned states that application is submitted	the information s		ephone number)		
The this a	application is submitted	the information s	et forth abo	ve is true to the b	est of his/her	

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SFFO/ESII

(office/title)

Assisted by EKF

NOV 1 0 2016

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KS DEPT OF AGRICULTURE

Date: 5/13/16

SCANNED

### **FEE SCHEDULE**

1. The fee for an application for a permit to appropriate water for beneficial use, except for domestic use, shall be (see paragraph No. 2 below if requesting storage):

ACRE-FEET	FEE
0-100	\$200.00
101-320	\$300.00
More than 320	\$300.00 plus \$20.00 for each additional 100 acre-feet or any part thereof.

2. The fee for an application in which storage is requested, except for domestic use, shall be:

ACRE-FEET	FEE
0-250	\$200.00
More than 250	\$200.00 plus \$20.00 for each additional 250 acre-feet of storage or any part thereof.

If an application requests both direct use and storage, the fee charged shall be as determined under No. 1 or No. 2 above, whichever is greater, but not both fees.

3. The fee for an application for a permit to appropriate water for water power or dewatering purposes shall be \$100.00 plus \$200.00 for each 100 cubic feet per second, or part thereof, of the diversion rate requested.

The applicant shall notify the Chief Engineer and pay the statutorily required field inspection fee of \$400.00 when construction of the works for diversion has been completed, except that for applications filed on or after July 1, 2009, for works constructed for sediment control use and for evaporation from a groundwater pit for industrial use shall be accompanied by a field inspection fee of \$200.00.

### MAKE CHECKS PAYABLE TO THE KANSAS DEPARTMENT OF AGRICULTURE

### **ATTENTION**

A Water Conservation Plan may be required per K.S.A. 82a-733. A statement that your application for permit to appropriate water may be subject to the minimum desirable streamflow requirements per K.S.A. 82a-703a, b, and c may also be required from you. After the Division of Water Resources has had the opportunity to review your application, you will be notified whether or not you will need to submit a Water Conservation Plan. You also may be required to install a water flow meter or water stage measuring device on your diversion works prior to diverting water. There may be other special conditions or Groundwater Management District regulations that you will need to comply with if this application is approved.

### **CONVERSION FACTORS**

1 acre-foot equals 325,851 gallons

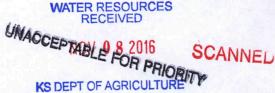
1 million gallons equal 3.07 acre-feet

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Applicant's Name KDWP&T (Please Print)

## MUNICIPAL (PUBLIC WATER SUPPLY) APPLICATION SUPPLEMENTAL INFORMATION SHEET

Application File Number 49, 778

(assigned by DWR)

### SECTION 1: PRESENT WATER USE SUMMARY (IF NO PREVIOUS MUNICIPAL WATER USE HAS BEEN UTILIZED, PROCEED TO SECTION 3) NOTE: WORKSHEET FOR WATER PUMPED, PURCHASED, AND SOLD BY YOUR WATER DISTRIBUTION SYSTEM.

TOTAL WATER =	Columns 1 + 2	Allested to the state of	ACCOUNTED FOR WATER	= Columns 3 + 4 + 5 + 6		UNACCOUNTED FOR WATER
Under Your Rights	From All Sources	Public Water Suppliers	Bulk Customers	Commercial Customers	Metered Water	(See Below Explanation)
Column 1 Raw Water Diverted	Column 2 Water Purchased	Column 3 Water Sold to Other	Column 4 Water Sold to Your Industrial, Stock, and	Column 5 Water Sold to Your Residential and	Column 6 Other	Column 7  Remaining Water Used

### UNACCOUNTED FOR WATER = TOTAL WATER - ACCOUNTED FOR WATER

- Column 1: The amount of raw water diverted from all of your points of diversion.
- Column 2: The amount of water purchased wholesale from all other public water supply systems or the Kansas Water Office.
- Column 3: The amount of water sold wholesale to all other public water supply systems.
- Column 4: The amount of water sold retail to all industrial, pasture, stockwater, feedlot, and bulk water service connections. Include the amount of water sold to all farmsteads using at least 200,000 gallons of water per year.
- Column 5: The amount of water sold retail to your residential and commercial customers and to industries and farmsteads using less than 200,000 gallons of water per year.
- Column 6: The amount of water used that is metered at individual service connections and supplied free, such as for public service, treatment processes, and connections receiving free water.
- Column 7: The amount of remaining water used. The gallons reported in this column are found by adding the numbers in Columns 1 and 2 and subtracting the numbers in Columns 3, 4, 5, and 6,

### UNACCOUNTED FOR WATER

Use the following to calculate your distribution system's Unaccounted For Water:

Start with the amount in Column 1 and add the amount in Column 2, then subtract the amounts in Columns 3, 4, 5, and 6 leaving an amount of water representing your unaccounted for water to enter in Column 7.

Use the following to calculate the percent Unaccounted For Water versus the Total Water of your system:

Percent Unaccounted =

Unaccounted For Water x 100

For Water Total Water (Columns 1.2)

If this number exceeds 20%, please explain the large amount of unaccounted for water and describe any steps being taken to reduce it.

### SECTION 2: PAST WATER USE

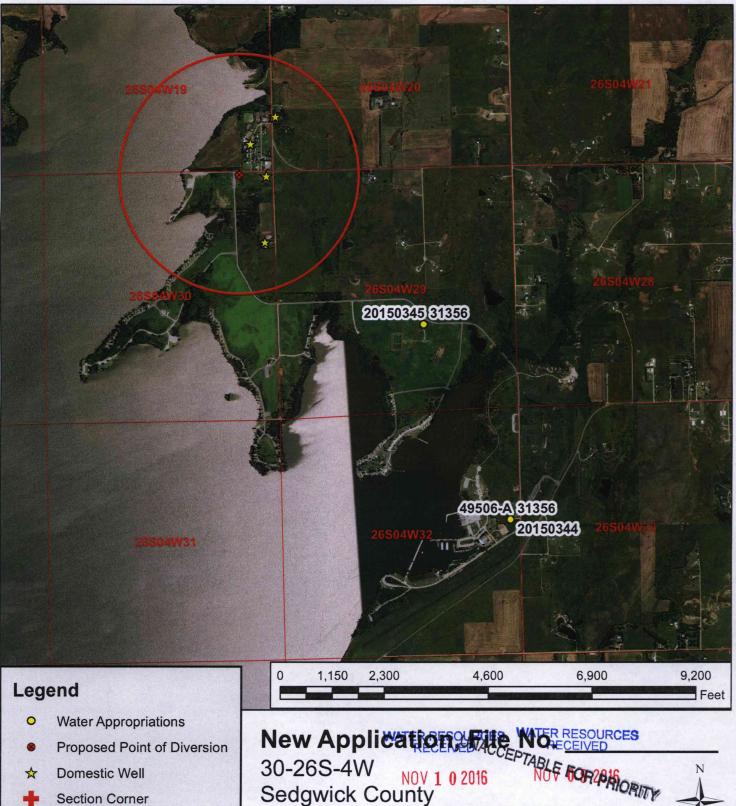
#### COMPLETE THE FOLLOWING TABLE FROM YOUR PAST WATER USE RECORDS.

	Column 1	Column 2	Column 3	Column 4 Water Sold to Your	Column 5 Water Sold to Your	Column 6	Column 7
	Raw Water Diverted Under Your Rights	Water Purchased From All Sources	Water Sold to Other Public Water Suppliers			Other Metered Water	Remaining Water Used (See Above Explanation)
20 years ago	N ESS DO SE		CHANGE E SULLAND				
15 years ago				Ether Manager Street			
10 years ago							
5 years ago							
	TOTAL WATER	= Columns 1 + 2	A	ACCOUNTED FOR WATER	= Columns 3 + 4 + 5 + 6		UNACCOUNTED FOR WATER

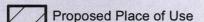
DWR 1-100.24 (Revised 08/15/2002)

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ear 5 ear 10	Under Your Rights	Water Purchased From All Sources	Column 3  Water Sold to Other Public Water Suppliers	Column 4 Water Sold to Your Industrial, Stock, and Bulk Customers	Column 5 Water Sold to Your Residential and Commercial Customers	Other Metered Water	Column 7  Remaining Water Used (See Explanation on other side)
	amil gal.	0	0	6	0	HEREN SER	
	2 mil sal.	0	0	0	0		2 %0
ear 15	Smil gal.	0	D	0	0		5
ear 20	2mil mal	0	0	0	0		
	TOTAL WATER =	Columns 1 + 2	AC	COUNTED FOR WATER	= Columns 3 + 4 + 5 + 6		UNACCOUNTED FOR WATER COLUMN
E	PAST POPULATION -				PROJE	CTED FUTURE PO	
	LAST 20 YEARS	POPUL	ATION		NEXT 20 YE	ARS	POPULATION
	20 years ago				Year 5		SUCE OF COLUMN CENTER C
	15 years ago				Year 10		
	10 years ago				Year 15		
0.00	5 years ago				Year 20		
	Last Year						
ovide number o	f current active service  Residential  Commercial	connections:	Industrial Pasture/ Stockwate Feedlot	r/	Other (specify	)	
(	SENT GALLONS PER P CALCULATE YOUR GAL Columns 5, 6, and 7	LONS PER PERSON	PER DAY  Days/Year = Gallons p	er Person per Day			
	+		÷ 365 Days/Y	ear =	GALLONS F	PER PERSON PI	ER DAY.
Colun	unt of water in nns 5, 6, and 7 Section 1	Population from L Year of Section					
ECTION 6: ARE	A TO BE SERVED						
scribe the area	to be served or provide th	ne legal description of	the location where the water	r is to be used including ar	y other city of water supply s	system (i.e. Rural W	ater District):
rea to h	e served is at	- Cheney Sto	to Park. Wate	ris to three !	12th/shower hou	ses and 6	Ocempsites. These



- **Domestic Well**
- Section Corner



Half Mile Circle

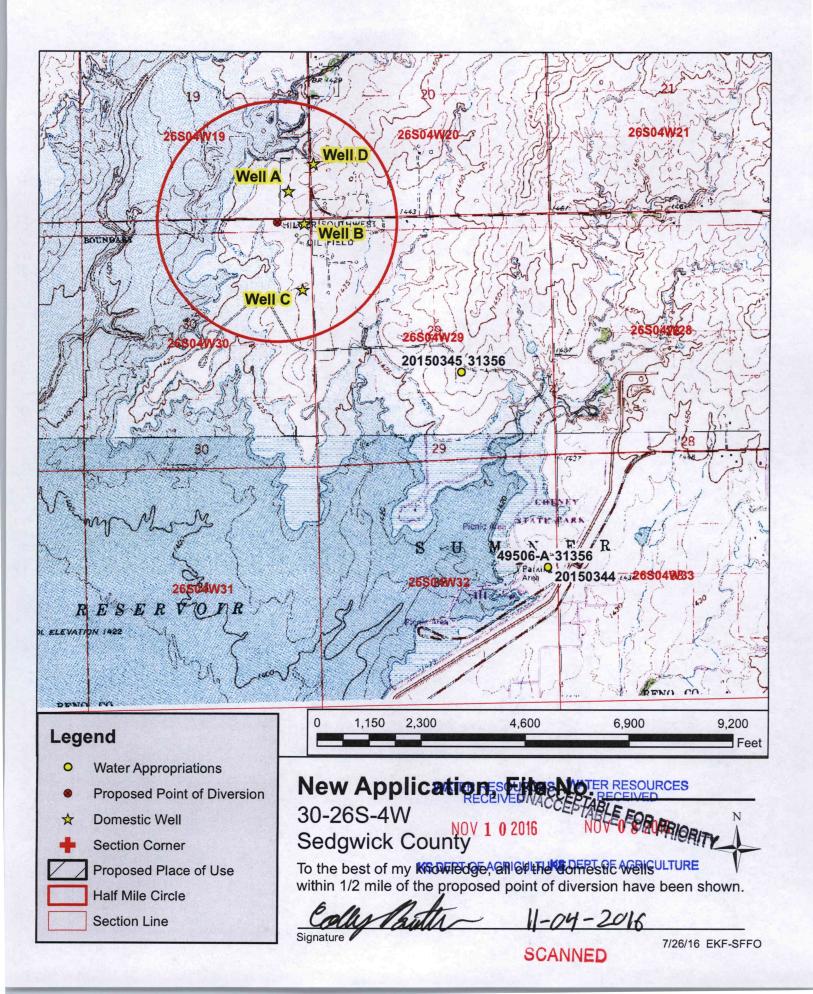
Section Line

30-26S-4W NOV 1 0 2016 Sedgwick County

To the best of my knowledge, all of the domestic wells within 1/2 mile of the proposed point of diversion have been shown.

11-04-2016

7/26/16 EKF-SFFO



### Nearby Well Owners Section 29 Well

Well A: (Multiple wells in vicinity, difficult to show:

Jerome J & Barbara H Meyer Rev. Living Trusts, 20518 S Riverview Dr., Pretty Prairie KS 67570

Jimmie Lee & Katherine J Kirby, 25303 S Cedarview Dr, Mount Hope KS 67108

James L & W Sue Byers, 10378 N 281 HWY, Pratt KS 67124

Larry E & Linda S Webb, 25209 S Cedarview Dr, Mount Hope KS 67108

Charles R Williams, 25208 S Cedarview Dr, Mount Hope KS 67108

Bobby J & Denise A Appelhans, 25210 S Cedarview Dr, Mount Hope KS 67108

Charles B & Connie L Bellamy, 25302 S Cedarview Dr, Mount Hope KS 67108

Harold V Dodson, 25207 S Westview Ln, Mount Hope KS 67108

Jeffrey A & Kimberly A Graham, 8802 E Boundary Rd, Mount Hope KS 67108

Edward Lynn Baker, 8814 E Boundary Rd, Mount Hope KS 67108

Otto Contracting Inc, 10907 S Halstead St, Hutchinson KS 67501

Darrell & Marie M Sober, 25306 S Westview Ln, Mount Hope KS 67108

James D & Alicia M Branson, 25303 S Willison Rd, Mount Hope KS 67108

Theodore Robert Bergkamp, 25202 Westview Ln, Mount Hope KS 67108-9671

Bobby M Day, 8407 SE 81<sup>st</sup> St, Galena KS 66739

Timothy Ray Howard, 8814 E Cedarview Dr, Mount Hope KS 67108

Well B: Sheila E Martin, 12 Countryside Rd, Hutchinson KS 67502-4428

Well C: Rhonda Kane Living Trust, 25719 S Willison Rd, Mount Hope KS 67108

Well D: Justin R Falk, 25110 S Willison Rd, Mount Hope KS 67108

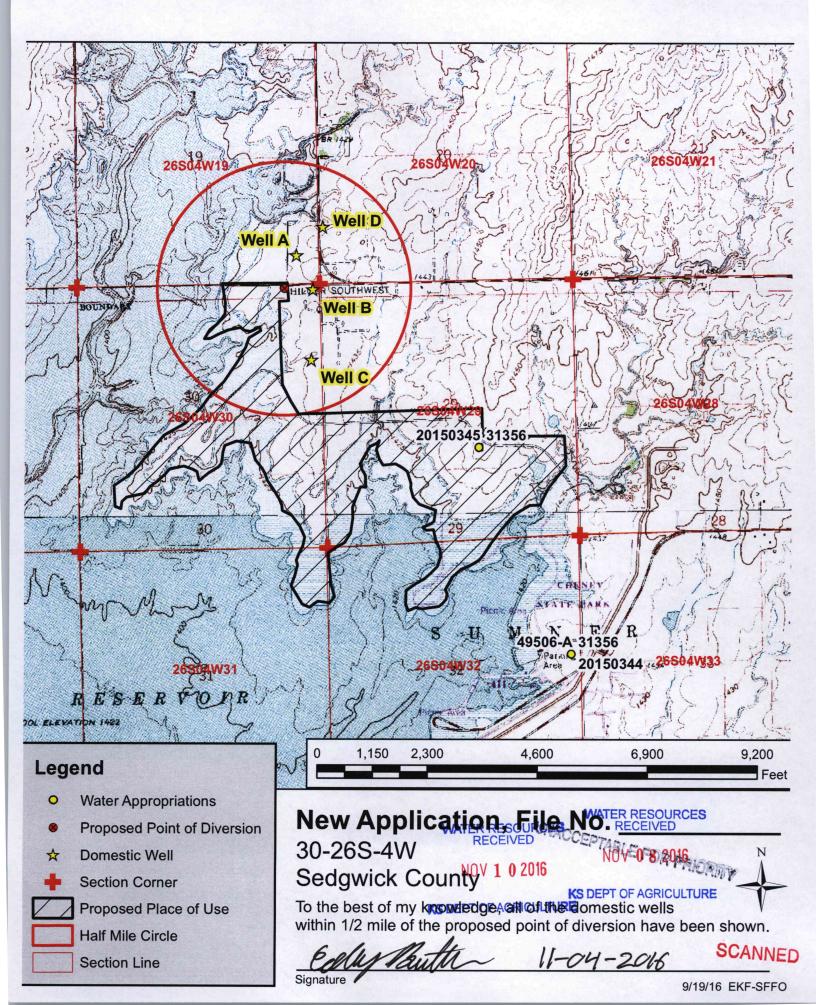
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LOCATION OF WATER WELL:   FI		Form WWC-5			
2000	NE 14 NE 14 NI	0	tion Number	Township Number	Range Number
stance and direction from nearest town or ci	ity street address of well if located	d within city?	One	Knosas	, ,
WATER WELL OWNER: (1) 1001 116	e oncks land	1	The	TUBLES	
Court N	BOX SHA			Board of Agricul	ture, Division of Water Resource
y, State, ZIP Code : DraH K	5 107 121	1 4		Application Num	ber:
LOCATE WELL'S LOCATION WITH 4 DE	PTH OF COMPLETED WELL	100	. ft. ELEVA	TION:	
AN "X" IN SECTION BOX:	(s) Groundwater Encountered 1	······	ft.	2	. ft. 3
!   WELL	S STATIC WATER LEVEL	J ft. b	elow land su	rface measured on mo/d	lay/yr 9 2 - 95
NW NE	Pump test data: Well water	r was	ft. a	ifter hou	irs pumping gp
	ield gpm: Well wate				
W	Hole Diameter in. to			8 Air conditioning	
				9 Dewatering	12 Other (Specify below)
SW  SE			Court of the same	10 Monitoring well	
	chemical/bacteriological sample s	TO SELECT THE RESIDENCE OF		V	
\$ mitted				ater Well Disinfected? Y	
TYPE OF BLANK CASING USED:	5 Wrought iron	8 Concre	ete tile	CASING JOINTS:	Glued Clamped
1 Steel 3 RMP (SR)	6 Asbestos-Cement		(specify belo		Welded
2 PVC Z4 ABS	18 7 Fiberglass				Threaded
nk casing diameter in. to	. /. 8 ft., Dia	In. to		ft., Dia	
sing height above land surface/O	[1] [2] [3] [4] [4] [4] [4] [4] [4] [4] [4] [4] [4	G PV		ft. Wall thickness or gain	
1 Steel 3 Stainless steel	5 Fiberglass		IP (SR)		pecify)
2 Brass 4 Galvanized stee		9 AB		12 None use	
REEN OR PERFORATION OPENINGS AR		ed wrapped			11 None (open hole)
1 Continuous slot 3 Mill slot		wrapped		9 Drilled holes	
2 Louvered shutter 4 Key pund	ched , Q 7 Torch		1	10 Other (specify)	
REEN-PERFORATED INTERVALS: Fro	om		ft., Fro	m	. ft. to
Fro					, ft. to
GRAVEL PACK INTERVALS: Fro	om / ft. to	In (	ft., Fro	m	. ft. to
Fro	11. 10		11., 111		
GROUT MATERIAL: 3 1 Neat cement	100	3 Bento			
out Intervals: From ft. to					14 Abandoned water well
1 Septic tank 4 Lateral lines				storage	15 Oil well/Gas well
2 Sewer lines 5 Cess pool	8 Sewage lage	oon	12 Ferti	lizer storage	
3 Watertight sewer lines 6 Seepage pit			13 Inse	cticide storage	16 Other specify below) RY RESERVOIR
ection from well? WRST					
			11011111	iny feet?	
ROM TO LIT	HOLOGIC LOG	FROM	ТО		ING INTERVALS
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Entered Dt				Approval	Dt						
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Payment											
Payment ID Customer ID			Budget	Status		Seq					
Distribution I	Details				***************************************						
Details	9										
Monetary Amoun	t Departn	nent Fund	Budget Unit	Prograi	n Accour	nt Busin	ness Unit PC	Project		Activity	
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		ons	Uille								
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WATER RESOURCES RECEIVED

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KS DEPT OF AGRICULTURE

SCANNE

1320 Research Park Drive Manhattan, Kansas 66502 Jackie McClaskey, Secretary



Phone: (785) 564-6700 Fax: (785) 564-6777 Email: ksag@kda.ks.gov www.agriculture.ks.gov

Sam Brownback, Governor

November 14, 2016

KANSAS DEPT OF WILDLIFE PARKS & TOURISM 1020 S KANSAS AVE SUITE 200 TOPEKA KS 66612

FILE COPY

RE: Application File No. 49728

Dear Sir or Madam:

Your application for permit to appropriate water in 30-26S-4W in Reno County, was received and has been assigned the file number noted above.

As a matter of record, the Division of Water Resources has on hand a large number of applications awaiting processing. Therefore to be fair to all concerned, and so that we can process those applications on hand in the order they were received, we intend to concentrate on the backlog of applications until the issue is resolved. Once review of your application has begun, we will contact you, if additional information is required.

In accordance with the provisions of the Kansas Water Appropriation Act, a portion of which is included below, the use of water as proposed prior to approval of the application is unlawful. Once approved, compliance with the terms, conditions and limitations of the permit is necessary. Conservation of the water resources of Kansas is required.

Section 82a-728 of the Kansas Water Appropriation Act, provides (a) except for the appropriation of water for the purpose of domestic use, . . . it shall be unlawful for any person to appropriate or threaten to appropriate water from any source without first applying for and obtaining a permit to appropriate water in accordance with the provisions of the Water Appropriation Act or for any person to violate any condition of a vested right, appropriation right or an approved application for a permit to appropriate water for beneficial use.

(b) (1) The violation of any provision of this section by any person is a class C misdemeanor . . .

A class C misdemeanor is punishable by a fine not to exceed \$500 and/or a term of confinement not to exceed one month in the county jail. Each day that the violation occurs constitutes a separate offense.

If you have any questions, please contact me at (785) 564-6645. If you wish to discuss a specific file, please have the file number ready so that we may help you more efficiently.

Sincerely,

Brent A Turney, P.G.

Change Application Unit Supervisor

Water Appropriation Program

BAT: dlw

pc: STAFFORD Field Office

GMD 2